GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Police – Petition of Sri A. Ravi, Ex-PC 1031, 2nd Bn., APSP, Kurnool against the "Termination of probation" – Punishment set-a-side and the period of Out of Employment from the date of Termination of Probation to the date of rejoining is treated as Not on Duty - Orders - Issued.

HOME (SERVICES.II) DEPARTMENT

GG.O.RT.No. 188 Dated: 19-02-2020

Read the following:-

1. From the DGP, AP, Mangalagiri, Lr. Rc. No. 646/E3/2018, Dated: 15.11.2018.
2. Representation of Sri A.Ravi, Ex-PC 1031, 2nd Bn., APSP, Kurnool received through Hon'ble M (Home), Endt. No. 889/Admin/HM-2019, Dt: 01.11.2019.

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ORDER:

In the reference 1st read above, the Director General of Police, Andhra Pradesh has stated that Commandant, 2nd Bn., APSP, Kurnool has informed that Sri A. Ravi, Ex-PC 1031, 2nd Bn., APSP, Kurnool being a probationer exhibited grave misconduct and became absent without leave or permission and thereby declared as deserter in several times. The probation of the PC was terminated vide Proceedings dt: 28-05-2014 of the Commandant, 2nd Bn APSP considering his unsatisfactory performance during the probation period, in exercise o the powers conferred under Rule.17 of A.P.State & Subordinate Service Rules,1996.

2. The appeal petition of the Charged Ex. PC was considered and rejected by the Deputy Inspector General of Police, APSP Bns., Kurnool vide proceedings dated: 30.07.2014. The Revision Petition of the Charged Ex. PC was also considered and rejected by the Inspector General of Police, APSP Bns., vide Memo, Dated: 30.01.2018.

3. Aggrieved by the above orders, the Charged Officer has submitted a Mercy Petition before the Government, requesting to set -aside the punishment of "Termination of Probation" and reinstate him into Service.

4. Sri A. Ravi joined as PC on 01.02.2012. He was placed on probation for a period of two years within a continuous period of three years w.e.f. 01.02.2012. However, he was found unauthorizedly absent from duties for a total period of 169 days during the probation period which was viewed as unsatisfactory performance. He was punished individually for the above absences. As per rules on completion of two years of probation period i.e., 01.02.2014 in this case, the performance of the individual need to be reviewed and if found necessary his probation can be extended for further period of six months. No such opportunity to impose himself was given and his probation was terminated with immediate effect on 28.05.2014 after giving a show cause notice. The punishment of Termination of Probation for being absence on four occasions for total period of 169 days during probation is disproportionately high.

5. Government, after careful examination of the matter with reference to the records made available, hereby set aside the punishment of "Termination of Probation in respect of Sri A. Ravi, Ex-PC 1031, 2nd Bn., APSP, Kurnool. The period of Out of Employment from the date of Termination of Probation to the date of rejoining is treated as Not on Duty .

6. The Director General of Police, Andhra Pradesh is requested to take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R.M. KISHORE KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri.
The individual through the DGP, A.P.
Copy to:
The OSD to Minister (Home)
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER